

12.27.04

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Michael Meguid
Appl. No. : 10/802,996
Filed : 03/17/2004
Title : ANIMAL WITH SURGICALLY MODIFIED
GASTROINTESTINAL TRACT AND METHOD
FOR STUDYING OBESITY
Art Unit : 1632
Examiner : Joanne Hama
Dkt. No. : R1410

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Response to Restriction Requirement

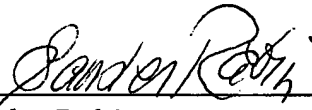
Sir:

In response to the Restriction Requirement dated October 8, 2004, Applicant hereby provisionally elects Examiner's Group I, claims 1-8, drawn to an animal model comprising a surgical modification that reduces the volume of the stomach, classified in class 800, subclass 8. This election is made without traverse, and Applicant hereby reserves the right to file a divisional application in connection with unelected



claims 9-10, and 11-23.

No additional fee is required. However, the Honorable Commissioner is hereby authorized to charge payment of any fees due with this communication or credit any overpayment to Deposit Account No. 503033. Should the Examiner require or request anything further from Applicant prior to examination, the Examiner is requested to contact Applicant's undersigned representative at the telephone number below. Otherwise, Applicant requests early and favorable examination on the merits.



Sander Rabin
Reg. No. 53,498

Dated: December 22, 2004

Sander Rabin MD
Convergent Technology Patent Law Group
2 Irving Place
Troy, New York 12180-4417
(518) 272-7962





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December 22, 2004

Commissioner of Patents
Box 1450
Alexandria, VA 22313-1450

Re: Nonprovisional Patent Application
Title: ANIMAL WITH SURGICALLY MODIFIED GASTROINTESTINAL
TRACT AND METHOD FOR STUDYING OBESITY
Docket No. RFSUNY-3673 R1410
Serial No. 10/802,996

Dear Sir:

Enclosed is a Response to a Restriction Requirement and corresponding paperwork for the above-referenced matter, which are being submitted for filing with the United States Patent and Trademark Office.

Very truly yours,
Convergent Technology Patent Law Group

Sander Rabin
Sander Rabin, MD JD

Enclosures

TROY OFFICE:

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BIOMEDICINE

BIOTECHNOLOGY

NANOMEDICINE



**TRANSMITTAL LETTER
(General - Patent Pending)**

Docket No.
R1410

In Re Application Of:

Michael M. Meguid, MD

| Application No. | Filing Date | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|----------------|--------------|--------------|----------------|------------------|
| 10/802,996 | March 17, 2004 | HAMA, JOANNE | 41672 | 1632 | |

Title:

ANIMAL WITH SURGICALLY MODIFIED GASTROINTESTINAL TRACT AND METHOD FOR STUDYING OBESITY

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Response to Restriction Requirement

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. _____ as described below.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

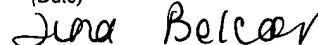
Dated: December 22, 2004

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

December 22, 2004

(Date)



Signature of Person Mailing Correspondence



Typed or Printed Name of Person Mailing Correspondence

cc:

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s):

Docket No.

R1410

Serial No.

10/802,996

Filing Date

March 17, 2004

Examiner

HAMA, JOANNE

Group Art Unit

1632

Invention: **ANIMAL WITH SURGICALLY MODIFIED GASTROINTESTINAL TRACT AND METHOD FOR STUDYING OBESITY**

I hereby certify that the following correspondence:

Response to Restriction Requirement*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

December 22, 2004*(Date)*Tina Bolcar*(Typed or Printed Name of Person Mailing Correspondence)*Tina Bolcar*(Signature of Person Mailing Correspondence)*EE470772033US*(“Express mail” mailing label number)***Note: Each paper must have its own certificate of mailing.**